

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 200 - HB 294

March 16, 2017

SUMMARY OF BILL: Creates a new class C felony offense for especially aggravated stalking where the defendant is 18 years of age or older and the victim is 12 years of age or less.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – \$176,300/Incarceration*

Assumptions:

- Data from the Tennessee Bureau of Investigation's Tennessee Incident Based Reporting System indicates there were 16 incidents of stalking in which the victim was 12 years of age or less.
- It is assumed that the proposed legislation will result in two additional class C felony admissions each year.
- The average time served for a class C felony offense is 3.51 years.
- According to the Department of Correction (DOC), the average operating cost per offender per day for calendar year 2017 is \$68.75.
- Population growth will not impact these admissions.
- The maximum cost in the tenth year, as required by Tenn. Code Ann. § 9-4-210, is based on each offender serving 3.51 years (1,282.03 days) at a cost of \$88,140 (\$68.75 x 1,282.03 days) per offender. The total cost for two offenders is \$176,280 (\$88,140 x 2).
- The proposed legislation creates two new felony cases per year. The courts, public defenders, and district attorneys can accommodate the impact to their caseloads within existing resources.

**Tennessee Code Annotated § 9-4-210 requires an appropriation from recurring revenues for the estimated operation cost of any law enacted after July 1, 1986 that results in a net increase in periods of imprisonment in state facilities. The amount appropriated shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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